

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

DREW LEE and FELIX LUFKIN,  
individually and on behalf of all others  
similarly situated,

Plaintiffs,

v.

Case No. 1:20-cv-03232 (ALC) (SDA)

HDR GLOBAL TRADING LIMITED, ABS  
GLOBAL TRADING LIMITED, 100X  
HOLDINGS LIMITED, SHINE EFFORT INC  
LIMITED, HDR GLOBAL SERVICES  
(BERMUDA), ARTHUR HAYES, BEN  
DELO, GREG DWYER and SAMUEL REED,

Defendants.

**STIPULATION AND [PROPOSED] ORDER OF VOLUNTARY DISMISSAL OF  
CLAIMS PURSUANT TO RULE 41(a)(2)**

WHEREAS, the above-captioned action commenced on April 23, 2020 (Dkt. 1);

WHEREAS, the First Amended Complaint in the above-captioned action was filed on  
February 12, 2021 (Dkt. 53);

WHEREAS, Defendants moved to dismiss the Amended Complaint on April 13, 2021  
(Dkt. 63);

WHEREAS, the Second Amended Complaint in the above-captioned action was filed on  
March 21, 2023 (Dkt. 115);

WHEREAS, Defendants moved to dismiss the Second Amended Complaint on May 2,  
2023 (Dkt. 120);

WHEREAS, the Court denied Defendants' motions to dismiss on March 31, 2024 (Dkt.  
143; *see also* Dkts. 145, 147);

WHEREAS, Defendants filed Answers to the Second Amended Complaint on May 15, 2024 (Dkts. 169–73);

WHEREAS, Plaintiffs filed the Third Amended Complaint on October 7, 2024 (Dkt. 214);

WHEREAS, Defendants filed Answers to the Third Amended Complaint on November 6, 2024 (Dkts. 216–20);

WHEREAS, Plaintiff Felix Lufkin requests that his claims in this action, both individually and on behalf of the putative class, be withdrawn, for no consideration other than as stated herein;

NOW, THEREFORE, IT IS HEREBY STIPULATED TO AND AGREED by and between the undersigned counsel for Plaintiff Felix Lufkin and the Proposed Class and for Defendants as stated below, subject to the Court’s approval, pursuant to Federal Rule of Civil Procedure 41(a)(2):

1. Plaintiff Felix Lufkin’s individual claims in this action are dismissed with prejudice.
2. Plaintiff Felix Lufkin (and each of his respective present and former agents, predecessors, successors, assigns, and attorneys), on the one hand, and Defendants (and each of their respective present and former parents, subsidiaries, affiliates, officers, directors, shareholders, members, successors, assigns, and attorneys), on the other hand, respectively each release all Claims (as defined) against the other. “Claims” shall mean any and all manner of claims, causes of action, cross claims, counter-claims, charges, liabilities, demands, judgment, suits, obligations, debts, setoffs, right of recovery, or liabilities for any obligation of any kind whatsoever (however denominated), in law or equity or arising under constitution, statute, tort,

regulation, ordinance, contract, or otherwise in nature, for fees, costs, penalties, fines, debts, expenses, attorneys' fees, and damages, whenever incurred, and liabilities of any nature whatsoever (including joint and several), known or unknown, suspected or unsuspected, asserted or unasserted, which any party ever had, now has, or hereafter can, shall or may have, individually, representatively, derivatively, or in any other capacity, arising from or relating in any way to conduct alleged in this action or that could have been alleged in this action, or arising from the same factual predicate of this action or the bringing of this action, or concerning, relating to, or arising out of use of BitMEX or products traded on BitMEX through the date of this Stipulation.

3. The putative class claims in this action are dismissed without prejudice.

4. Each party shall bear their own costs and expenses.

Dated: June 11, 2025

Respectfully submitted,

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*Attorneys for Defendant Greg Dwyer*

SO ORDERED.

Dated: New York, New York

\_\_\_\_\_, 2025

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ANDREW L. CARTER, JR.  
United States District Judge